

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED *AM*
2005 MAY -3 AM 10:30

AMERICAN PIONEER TITLE
INSURANCE COMPANY,

Plaintiff,

v.

No. 03-2878 MIV

VERMA Y. PINKNEY,
BASIL S. BUCHANAN and
GARY L. JEWEL,

Defendants.

GARY L. JEWEL,

Third-party Plaintiff,

v.

AMSOUTH BANK,

Third-party Defendant.

MOTION GRANTED

Jon Phipps MacAlla
JON PHIPPS MACALLA
U.S. DISTRICT JUDGE

DATE *May 4, 2005*

ROBERT R. DI TROLE
CLERK, U.S. DIST. CT.
W.D. OF TENN.
05 MAY -4 AM 10:04

FILED BY *eg* D.C.

**THIRD-PARTY DEFENDANT AMSOUTH BANK'S MOTION FOR LEAVE
TO FILE FOURTH-PARTY COMPLAINT**

COMES NOW, third-party defendant, AmSouth Bank ("AmSouth"), and pursuant to Fed. R. Civ. P. 14, hereby moves the Court for leave to file a fourth-party complaint against Verma Y. Pinkney and Basil S. Buchanan. In support of its motion, AmSouth states that Verma Y. Pinkney and Basil S. Buchanan are liable to AmSouth for all or part of third-party plaintiff's alleged claim against AmSouth. Furthermore, the claims against fourth-party defendants Pinkney and Buchanan

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on *5/3/05*

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arise out of the same transaction and occurrences that give rise to the original complaint and the third-party complaint.

In further support of its motion, AmSouth relies upon its memorandum in support filed simultaneously herewith. A copy of AmSouth's proposed fourth-party complaint is attached hereto as Exhibit "A."


A proposed order granting AmSouth's motion has been filed simultaneously with this motion for the Court's convenience.

WHEREFORE, PREMISES CONSIDERED, AmSouth respectfully moves the Court for leave to file a fourth-party complaint against Verma Y. Pinkney and Basil S. Buchanan.

Respectfully submitted,

GLANKLER BROWN, PLLC

By: _____


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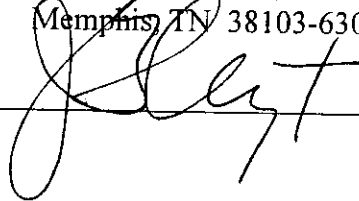
Attorneys for AmSouth Bank

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing has been served on the following via first class U. S. Mail, postage prepaid, on this the 2nd day of May, 2005:

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Notice of Distribution

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Honorable Jon McCalla
US DISTRICT COURT